

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

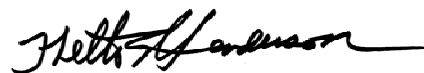
STEVEN D. BELL,)	
)	
Petitioner,)	No. C 06-6011 TEH (PR)
)	
vs.)	ORDER OF TRANSFER
)	
K. MENDOZA-POWERS, Warden,)	
)	
Respondent.)	

Petitioner seeks federal habeas review of the decision by the Board of Prison Terms to deny him parole. Petitioner has paid the filing fee. Avenal State Prison is located within Fresno County, which lies in the Eastern District of California. See id. § 84(b).

Venue is proper in a habeas action in either the district of conviction or the district of confinement, id. § 2241(d). However, the district of confinement is the preferable forum to review the execution of a sentence, including parole. See Habeas L.R. 2254-3(a); Dunne v. Henman, 875 F.2d 244, 249 (9th Cir. 1989); cf. Laue v. Nelson, 279 F. Supp. 265, 266 (N.D. Cal. 1968) (district of conviction preferable forum to review conviction). Because the County of Fresno lies in the Eastern District of California, the Court orders that pursuant to 28 U.S.C. § 1404(a) and Habeas Local Rule 2254-3(b), and in the interest of justice, this petition be transferred to the United States District Court for the Eastern District of California. As such, the Clerk shall transfer this matter forthwith.

SO ORDERED.

DATED: 10/16/06


THELTON E. HENDERSON
United States District Judge